



Atty. Dkt. No. 018792-0177 *Zlw AFB*

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Judith Fitzpatrick et al.  
Title: PREFERRED SEGMENTS OF NEURAL  
THREAD PROTEIN AND METHODS OF  
USING THE SAME  
Appl. No.: 09/697,590  
Filing Date: 10/27/2000  
Examiner: Sharon L. Turner  
Art Unit: 1649  
Confirmation Number: 3507

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD  
OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action dated June 5, 2006, and in the Advisory Action dated December 4, 2006, finally rejecting Claims 55, 59-60.

Applicant claims small entity status.

Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

Notice of Appeal Fee

To be paid as detailed below

12/05/2006 MEDIKE 02200000 0359/533

01 00000000  
02 00000000

000.00 00  
000.00 00

The required fees are calculated below:

[ X ]	Notice of Appeal Fee	\$500.00
[ X ]	Extension for response filed within the third month:	\$1,020.00
[ X ]	Extension Already Obtained for second month:	\$450.00
	FEE TOTAL:	\$1,070.00
[ X ]	Small Entity Fees Apply (subtract ½ of above):	\$535.00
	TOTAL FEE:	\$535.00

A credit card payment form in the amount of \$535.00 is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date Dec 5, 2006

By Michele M. Simkin

FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 672-5538  
Facsimile: (202) 672-5399

Michele M. Simkin  
Attorney for Applicant  
Registration No. 34,717